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2                   UNITED STATES DISTRICT COURT  
3                   WESTERN DISTRICT OF WASHINGTON  
4                   AT TACOMA

5                   CURLIN PENNICK III,

6                                 Plaintiff,

v.

7                   BARRY DEHAVEN,

8                                 Defendant.

9                   CASE NO. C18-5434 BHS-DWC

10                   ORDER ADOPTING REPORT  
11                   AND RECOMMENDATION

12                   This matter comes before the Court on the Report and Recommendation (“R&R”)  
13                   of the Honorable David W. Christel, United States Magistrate Judge. Dkt. 32. The Court  
14                   having considered the R&R and the remaining record, and no objections having been  
15                   filed, does hereby find and order as follows:

- 16                   (1)      The R&R is **ADOPTED**;
- 17                   (2)      Plaintiff’s Motion for Preliminary Injunction, Dkt. 17, is **DENIED**; and  
18                   Defendant’s Motion for Summary Judgment, Dkt. 12, is **DENIED as moot**.
- 19                   (3)      The Clerk is directed to send copies of this Order to Plaintiff, counsel for  
20                   Defendants, and to the Hon. David W. Christel.

21                   Dated this 14<sup>th</sup> day of November, 2018.

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25                   BENJAMIN H. SETTLE  
26                   United States District Judge